

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TONIC WEAR, INC., a California corporation,  
Plaintiff,

v.

RLI INSURANCE COMPANY, an Illinois  
corporation; BRAD WEEKLY, an Oregon  
resident,

Defendant.

Case No. 05-CV-3484 EDL

MODIFIED

JOINT STIPULATION AND [PROPOSED]  
ORDER RE CASE MANAGEMENT  
CONFERENCE

Calendared Case Management Conference  
Date: May 30, 2006  
Time: 2:00 p.m.  
Judge Elizabeth Laporte

This Stipulation is made pursuant to Local Rule and in lieu of Motion and entered by and between TONIC WEAR, INC., Plaintiff, by and through its attorney Gregory Alan Rutchik, Liner Yankelevitz Sunshine & Regenstreif LLP ("TONIC"), RLI INSURANCE COMPANY, Defendant, by and through its attorney Julia Molander, Sedgwick Detert Moran & Arnold LLP ("RLI"), and BRAD WEEKLY, Defendant, by and through its counsel, David Helbraun, Helbraun Law Firm ("WEEKLY") as follows:

WHEREAS, the Court issued a Clerk's Notice on April 25, 2006 continuing the Case Management Conference to May 30, 2006 at 2:00 p.m. to coincide with the hearing to adjudicate the Motion to Dismiss set for hearing on the same day. TONIC and WEEKLY have concurrently stipulated and have requested that the Court issue an Order re-setting the date for such hearing to June 27, 2006 at ~~2:00 p.m.~~ 9:00 a.m.

WHEREAS, all parties stipulate and request that the Court issue an Order or Clerk's Notice, as appropriate, re-setting the date for the next Case Management Conference to June 27, 2006 at ~~2:00 p.m.~~ 9:00 a.m. to coincide with the hearing on the Weekly Motion to Dismiss.

1 SO STIPULATED.

2 DATED: May 1, 2006

HELBRAUN LAW FIRM

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/s/

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DAVID M. HELBRAUN, ESQ.

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Attorneys Specially Appearing for Defendant  
BRAD WEEKLY

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7 DATED: May 1, 2006

SEDGWICK DETERT MORAN & ARNOLD

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LLP

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/s/

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JULIA MOLANDER, ESQ.

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Attorneys Specially Appearing for Defendant  
RLI INSURANCE COMPANY

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13 DATED: May 1, 2006

LINER YANKELEVITZ SUNSHINE &

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REGENSTREIF LLP

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/s/

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GREGORY ALAN RUTCHIK, ESQ.

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Attorneys for Plaintiff  
TOMCLOVEAR, INC.

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IT IS SO ORDERED.

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DATED: ~~April~~, 2006

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May 1, 2006

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MAGIS JUDGE ELIZABETH LAPORTE